

VIA FACSIMILE (703) 872-9302

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10/27/03 18:10 FAX 314 621 5065
9D-HR-19396
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Holmes et al.

Art Unit: 3744

Serial No.: 09/742,545

Examiner: Harry B. Tanner

Filed: December 22, 2000

For: REFRIGERATOR-ELECTRONICS
ARCHITECTURE

RESPONSE TO RESTRICTION REQUIREMENT

Mail Stop: Non-Fee Amendment
Hon. Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Office Action dated September 25, 2003, Applicants elect for prosecution in this application all claims that belong to Group I, i.e., claims 1-27.

Reconsideration of the restriction requirement imposed under 35 U.S.C. §121 is respectfully requested.

A restriction to one of invention I, consisting of claims 1-27, drawn to a method for controlling a refrigeration system, classified in class 62, subclass 229, and invention II, consisting of claims 28-31, drawn to a control input system, classified in class 62, subclass 163 was imposed. In response, Applicants elect with traverse to prosecute the invention of Group I, claims 1-27.

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The requirement for election is traversed because the inventions set out by the claims in Groups I and II are clearly related. Applicants note that both the cited Claim Groups each fall within Class 62, and submit that a thorough search and examination of one Group would be relevant to the examination of the other Group and would not be a serious burden on the Examiner. Additionally, requirements for election are not mandatory under 35 U.S.C. §121. Accordingly, reconsideration of the election requirement is requested.

Respectfully Submitted,


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